



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

Cai *et al.*

Appl. No. 09/769,420

Filed: January 26, 2001

For: **Substituted Nicotinamides and
Analogues as Activators of Caspases
and Inducers of Apoptosis and the
Use Thereof**

Confirmation No.: 4240

Art Unit: 1624

Examiner: McKenzie, T.

Atty. Docket: 1735.0440001/RWE/RAS

Amendment And Reply Under 37 C.F.R. § 1.116

Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Office Action dated September 23, 2002 (PTO Prosecution File Wrapper Paper No. 9), Applicants submit the following Amendment and Remarks. This Amendment is provided in the following format:

- (A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;
- (B) Starting on a separate page, appropriate remarks and arguments.
37 C.F.R. § 1.111 and MPEP 714; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R.